

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIAENERTRODE, INC.,
Plaintiff,

v.

GENERAL CAPACITOR CO. LTD, et al.,
Defendants.Case No. [16-cv-02458-HSG](#)**ORDER REGARDING MOTION TO
CORRECT FILING ERROR**

Re: Dkt. No. 286

On November 8, 2018, the parties submitted a joint filing regarding disputed deposition testimony designations. *See* Dkt. No. 279.¹ On November 10, 2018, the Court ruled on the admissibility of deposition designations identified in the joint filing. *See* Dkt. No. 283. On November 11, 2018, Defendants submitted this motion, asking the Court to rule on additional disputed deposition designations, which the parties unintentionally omitted from the November 8, 2018 joint filing. *See* Dkt. No. 286. According to Defendants, Plaintiffs do not object to the Court's consideration of this motion. *Id.* at 2.

Having considered the parties' arguments, the Court rules on the admissibility of the additional deposition designations as follows²:

RELATED EXHIBIT	DEPONENT	DESIGNATION	RULING
Ex. 1.1	Lewis, Darrell	19:05–24	Objection overruled
Ex. 2.1	Lewis, Darrell	20:20–34:19	Objection overruled
Ex. 4.1	Lewis, Darrell	73:06–74:11	Objection overruled
Ex. 5.1	Lewis, Darrell	154:09–17	Objection overruled. The parties are directed to meet and confer regarding the

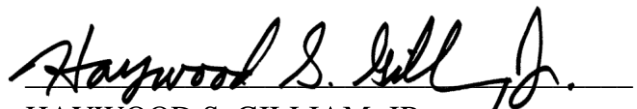
¹ Attachments to the joint filing were submitted on November 9, 2018. *See* Dkt. Nos. 280–81.

² The Court does not address withdrawn designations or objections.

			admissibility of Defendants' proposed cross-designation—150:9–152:2—the pages for which the parties did not provide the Court for consideration.
Ex. 6.1	Zhao, Wei	23:13–22	Objections overruled
Ex. 7.1	Zhao, Wei	32:17–21	Objection overruled
Ex. 8.1	Zhao, Wei	33:14–34:01	Objection overruled
Ex. 9.1	Zhao, Wei	51:25–54:07	Overruled as to relevance objection. Sustained as to hearsay objection.
Ex. 10.1	Zhao, Wei	75:25–76:17	Objection overruled. It appears there is no dispute that the testimony is only relevant to spoliation.
Ex. 11.2	Zhao, Wei	105:08–20	Objections overruled
Ex. 12.1	Zhao, Wei	106:25–107:17	The Court previously ruled that this testimony is admissible, but subject to a limiting instruction because the testimony is not offered for the truth of the matter asserted. <i>See</i> Dkt. No. 283, at 2.
Ex. 13.1	St. John, Robert	13:19–14:11	Objection overruled
Ex. 14.1	St. John, Robert	28:14–29:05	Objections overruled
Ex. 15.1	St. John, Robert	30:17–31:06	Objections overruled
Ex. 16.1	St. John, Robert	40:01–07	Objection overruled
Ex. 17.1	St. John, Robert	41:21–42:13	Objection overruled
Ex. 18.1	St. John, Robert	42:16–43:25	Objection sustained
Ex. 19.1	St. John, Robert	48:12–18	Objections overruled

IT IS SO ORDERED.

Dated: November 12, 2018


HAYWOOD S. GILLIAM, JR.
United States District Judge